

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

SUDBURY PUBLIC SCHOOLS,

Plaintiff,

v.

MASSACHUSETTS DEPARTMENT OF  
ELEMENTARY AND SECONDARY  
EDUCATION, BUREAU OF SPECIAL  
EDUCATION APPEALS, and STUDENT, by and  
through his mother, SUSAN DOE,

Defendants.

Civil Action No. 10-cv-10988

**LOCAL RULE 16.1(d)(3) CERTIFICATE**

Pursuant to Local Rule 16.1(d)(3), Defendant Massachusetts Department of Elementary and Secondary Education, Bureau of Special Education Appeals (“BSEA”)<sup>1</sup> and its counsel hereby certify that they have conferred:

- (a) with a view to establishing a budget for the costs of conducting the full course—and various alternative courses—of this litigation; and
- (b) to consider the resolution of this litigation through the use of alternative dispute resolution programs such as those outlined in Local Rule 16.4.

Date: August 11, 2010

Respectfully submitted,

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<sup>1</sup> Effective July 1, 2010, BSEA is no longer a part of the Department of Elementary and Secondary Education, but rather is a subdivision of the Division of Administrative Law Appeals. See M.G.L. c. 71B, § 2A.

MARTHA COAKLEY  
ATTORNEY GENERAL  
*Attorney for BSEA*

/s/ Tori T. Kim  
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MASSACHUSETTS  
BUREAU OF SPECIAL  
EDUCATION APPEALS

/s/ Reece P. Erlichman  
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**CERTIFICATE OF SERVICE**

I certify that this document filed through the ECF system will be sent electronically to registered participants as identified on the Notice of Electronic Filing (NEF) and that paper copies will be sent to those indicated as non-registered participants on today's date.

/s/ Tori T. Kim  
Tori T. Kim